

United States District Court
For the Northern District of California

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6 IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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AMANDA FRLEKIN, *et al.*

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Plaintiffs,

No. C 13-03451 WHA

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v.

No. C 13-03775 WHA

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APPLE, INC.,

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Defendant.

ORDER RE MOTION TO STAY

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ADAM KILKER, *et al.*

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Plaintiffs,

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v.

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APPLE, INC.,

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Defendant.

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In this FLSA wage-and-hour action, plaintiffs move to stay because the Supreme Court granted *certiorari* in *Busk*, a Ninth Circuit 2013 decision that grounds their FLSA claim (Dkt. No. 150). A district court possesses the inherent power to control its own docket and calendar. *Leyva v. Certified Grocers of California, Ltd.*, 593 F.2d 857, 863-64 (9th Cir. 1997).

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After reviewing the moving papers, plaintiffs' motion to stay is **DENIED WITHOUT PREJUDICE** to renewing it after the Court considers the pending summary judgment motion and can better see how the Supreme Court's decision in *Busk* may (or may not) impact the action.

1 Plaintiffs' motion to shorten time is **DENIED AS MOOT.**
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4 **IT IS SO ORDERED.**
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6 Dated: March 26, 2014.
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9 WILLIAM ALSUP
10 UNITED STATES DISTRICT JUDGE
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